

## **PROPOSAL 28 TEXT**

*Section 11-106, Revised Charter of Honolulu, would be amended as follows:*

### **Section 11-106. Penalties and Disciplinary Action for Violations --**

The failure to comply with or any violation of the standards of conduct established by this article of the charter or by ordinance shall be grounds for impeachment of elected officers and for the removal from office or from employment of all other officers and employees. The appointing authority may, upon the recommendation of the ethics commission, reprimand, put on probation, demote, suspend or discharge an employee found to have violated the standards of conduct established by this article of the charter or by ordinance. The ethics commission may also impose civil fines established by ordinance for violations of the standards of conduct committed by elected officials of the city.

*Section 11-107, Revised Charter of Honolulu (RCH), would similarly be amended in the last paragraph:*

### **Section 11-107. Ethics Commission –**

\* \* \*

The commission may impose civil fines, established by ordinance, against elected officials of the city found to have violated the standards of conduct established by this article of the charter or by ordinance. The commission shall recommend appropriate disciplinary action against officers and employees found to have violated the standards of conduct established by this article of the charter or by ordinance. The appointing authority shall promptly notify the commission of the action taken on the recommendation.

### **PROPOSAL 28 NOTES:**

- *Per amendments at 5/10/06 Commission meeting, replaced “officers and employees” with “elected officials”*
- *In Section 11-107, replaced “for conduct found by the commission to be in violation of the standards of conduct of this article and additional standards of conduct established by ordinance” with “found to have violated the standards of conduct established by this article of the charter or by ordinance”*
- *Corporation Counsel is considering the definition of “elected officials”*